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Atty. Docket No. 201-1112 (FOR25 P-352)

## **CERTIFICATE OF MAILING**

I hereby certify that this paper, together with all enclosures identified herein, are being deposited with the United States Postal Service as first class mail, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date indicated below.

December 6, 2004

Date

Jacki R. Buckley

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 3661

Examiner : Thu V. Nguyen

Applicant / : Craig John Simonds et al.

Appln. No. : 10/696,692

Filing Date : October 29, 2003

Confirmation No. : 5256

For : CONTEXT-BASED SERVICE DELIVERY SYSTEM AND

**METHOD** 

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

## SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(c)

Pursuant to 37 C.F.R. §§1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO-1449. This Information Disclosure Statement is being filed after the events recited in §1.97(b) but to the undersigned's knowledge, before the mailing date of either a Final Action or a Notice of Allowance. Under the provisions of 37 C.F.R. §1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by §1.17(p).

As the Office has waived the requirement under 37 CFR §1.98(a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication, copies of the listed U.S. patent application publication documents are not included with the submission of attached

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Form PTO 08a. Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

The present application is one of five non-provisional U.S. applications filed on the same date and commonly assigned, all of which claim the benefit of one provisional application. The five non-provisional applications include U.S. Application Numbers 10/695,717; 10/696,078, 10/696,473; 10/696,597 and 10/696,692, all filed on October 29, 2003. The listed documents include references cited in another of the aforementioned non-provisional co-pending U.S. applications.

Applicants further submit that an Office Action was mailed on September 9, 2004 in U.S. Application No. 10/696,597 in which the claims were rejected based on certain patent application publications made of record in this application. A copy of the aforementioned Office Action is submitted herewith.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Applicants

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Please charge Deposit Account 06-1510 for the above-identified \$180 fee. A duplicate copy of this sheet is attached. If there is any additional fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-1510.

Respectfully submitted,

CRAIG JOHN SIMONDS ET AL.

By: Price, Heneveld, Cooper, DeWitt & Litton, LLP

Date

12/6/04

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PTO/SB/08a (08-03)

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Application Number 10/696,692 Filing Date 10/29/2003 First Named Inventor Craig John Simonds et al. Art Unit 3661 Examiner Name Thu V. Nguyen

(Use as many sheets as necessary) Sheet Attomey Docket Number 201-1112

U. S. PATENT DOCUMENTS							
Examiner Initials*	Cite No. <sup>1</sup>	Document Number  Number-Kind Code <sup>2 (If known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		<sup>US-</sup> 2003/0182233 A1	09/25/2003	Mocek et al.			
		US- 2003/0182099 A1	09/25/2003	Mocek et al.			
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FOREIGN PATENT DOCUMENTS									
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document  Country Code <sup>3-</sup> Number <sup>4-</sup> Kind Code <sup>5</sup> ( <i>if known</i> )	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>			

Examiner	Date	
Signature	Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the This collection or information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.